

WEDNESDAY, MARCH 26, 1997

TWENTY-FIRST LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Father Eric Fowlkes, Immaculate Conception Church, Clarksville, Tennessee.

Representative Fowlkes led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present98

Representatives present were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Kerr; business reasons

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 133: Rep(s). Pruitt as prime sponsor(s).

House Bill No. 547: Rep(s). Newton as prime sponsor(s).

House Bill No. 727: Rep(s). Bird as prime sponsor(s).

House Bill No. 1099: Rep(s). S. Jones, Pruitt and Bird as prime sponsor(s).

House Bill No. 1307: Rep(s). Fraley, Patton, West and Ferguson as prime sponsor(s).

House Bill No. 1705: Rep(s). Hargett as prime sponsor(s).

REQUEST TO BE ADDED AS SPONSOR

The following member(s) requested to add their name(s) as sponsor(s) as indicated below, the prime sponsor having agreed to such addition. Sponsorship was not granted since the request was made after the passage/adoption of said bill/resolution.

House Bill No. 518: Rep(s). Beavers

House Bill No. 622: Rep(s). J. DeBerry and U. Jones

SPONSORS REMOVED

On motion, Rep(s). Eckles was/were removed as sponsor(s) of **House Bill No. 1346**.

MESSAGE FROM THE SENATE

March 25, 1997

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 935; all passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

***Senate Bill No. 935** -- Uniform Commercial Code - Revises Article 8, Investment Securities; provides for necessary transition provisions and adopts conforming amendments. Amends TCA Title 47, Chapter 8; Section 47-1-105(2); Section 47-1-206(2); Section 47-4-104(6); Section 47-5-114; and Title 47, Chapter 9. by *Miller J. (HB919 by *Fitzhugh, *Rhinehart, *Curtiss, *Pinion, *Gunnels)

MESSAGE FROM THE SENATE

March 25, 1997

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 99, 101, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120 and 122; All adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

***Senate Joint Resolution No. 99** -- Highway Signs - "Ralph Dyer and Roy Weatherspoon Bridge,"

WEDNESDAY, MARCH 26, 1997 -- TWENTY-FIRST LEGISLATIVE DAY

***Senate Joint Resolution No. 101** -- Highway Signs - "Hunt McClanahan and Will Wilkins Bridge," S.R. 50, Hickman County. by *Springer.

Senate Joint Resolution No. 110 -- Memorials, Personal Occasion - Mr. and Mrs. Fred Lowery, 50th wedding anniversary. by *Herron.

Senate Joint Resolution No. 111 -- Memorials, Public Service - Bill Butt. by *Cooper.

Senate Joint Resolution No. 112 -- Naming and Designating - "Upper Cumberland Drinking Water Month," May 1997. by *Burks.

Senate Joint Resolution No. 113 -- Memorials, Sports - 1996 Upperman High School football team. by *Burks.

Senate Joint Resolution No. 114 -- Memorials, Personal Achievement - Tara Eubanks, karate champion. by *Burks.

Senate Joint Resolution No. 115 -- Memorials, Professional Achievement - Luke Medley, Pride of Putnam Award. by *Burks.

Senate Joint Resolution No. 116 -- Memorials, Professional Achievement - Elmer Woodford, fifty years in automobile dealership business. by *Burks.

Senate Joint Resolution No. 117 -- Memorials, Death - Harold Willis. by *Burks.

Senate Joint Resolution No. 118 -- Memorials, Death - Miss "Dollie" Williams. by *Burks.

Senate Joint Resolution No. 119 -- Memorials, Death - Dr. Bill Francis. by *Burks.

Senate Joint Resolution No. 120 -- Memorials, Retirement - Clayton Glenn. by *Burks.

Senate Joint Resolution No. 122 -- Naming and Designating - "National Crime Victim's Rights Week," April 13-19, 1997. by *Burks, *Jordan, *McNally, *Harper, *Kyle, *Gilbert, *Dixon, *Rochelle, *Burks, *Williams, *Herron, *Fowler.

MESSAGE FROM THE GOVERNOR

March 25, 1997

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 1436 and 1879, with his approval.

COURTNEY PEARRE, Counsel to the Governor.

ENGROSSED BILLS

March 25, 1997

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s) 24, 215, 231, 681, 826, 967, 1020, 1028, 1059, 1141, 1231, 1366, 1512, 1946, 1952 and 1953.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

REPORT OF CHIEF ENGROSSING CLERK

March 25, 1997

The following bill(s) was/were transmitted to the Governor for his action: House Bill(s) No(s). 1927 and 1948; also, House Joint Resolution(s) No(s). 100, 103 and 113.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 26, 1997

The Speaker signed the following: Senate Bill(s) No(s). 264, 1017, 1243, 1322, 1498 and 1526; also, Senate Joint Resolution(s) No(s). 126.

ENROLLED BILLS

March 26, 1997

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 105, 107, 108, 109, 110, 111 and 112; also House Resolution(s) No(s). 43, 44 and 45.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 26, 1997

The Speaker signed the following: House Bill(s) No(s). ; House Joint Resolution(s) No(s). 105, 107, 108, 109, 110, 111 and 112; also, House Resolution(s) No(s). 43, 44 and 45.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR

March 26, 1997

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 100, 103 and 113, with his approval.

COURTNEY PEARRE, Counsel to the Governor.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

House Resolution No. 46 -- Naming and Designating - "National Outlet Shopping Week," April 7-13, 1997. by *Huskey.

State & Local Government Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for March 27, 1997:

House Joint Resolution No. 139 -- Memorials, Sports - Bolton High School junior varsity cheerleaders, Universal Cheerleaders Association national champions. by *Pleasant, *Haley, *Hargett, *Hargett, *Haley.

House Joint Resolution No. 140 -- Memorials, Recognition and Thanks - Stoney Creek Baptist Church, 175th anniversary. by *Cole (Carter).

House Joint Resolution No. 141 -- Memorials, Heroism - Jack Chandler, Dickson County. by *Jackson.

House Joint Resolution No. 142 -- Memorials, Professional Achievement - Jerry Thompson, "The Tennessean.". by *Jackson, *Ridgeway, *Jackson.

House Joint Resolution No. 143 -- Memorials, Sports - Marcello Dinsmore, Tennessee High School, Parade Magazine All-American soccer player. by *Godsey.

House Joint Resolution No. 144 -- Memorials, Sports - 1996-1997 Union City High School boys' basketball team, TSSAA Class AA state champions. by *Pinion.

SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for March 27, 1997:

Senate Joint Resolution No. 110 -- Memorials, Personal Occasion - Mr. and Mrs. Fred Lowery, 50th wedding anniversary. by *Herron.

Senate Joint Resolution No. 111 -- Memorials, Public Service - Bill Butt. by *Cooper.

WEDNESDAY, MARCH 26, 1997 -- TWENTY-FIRST LEGISLATIVE DAY

Senate Joint Resolution No. 113 -- Memorials, Sports - 1996 Upperman High School football team. by *Burks.

Senate Joint Resolution No. 114 -- Memorials, Personal Achievement - Tara Eubanks, karate champion. by *Burks.

Senate Joint Resolution No. 115 -- Memorials, Professional Achievement - Luke Medley, Pride of Putnam Award. by *Burks.

Senate Joint Resolution No. 116 -- Memorials, Professional Achievement - Elmer Woodford, fifty years in automobile dealership business. by *Burks.

Senate Joint Resolution No. 117 -- Memorials, Death - Harold Willis. by *Burks.

Senate Joint Resolution No. 118 -- Memorials, Death - Miss "Dollie" Williams. by *Burks.

Senate Joint Resolution No. 119 -- Memorials, Death - Dr. Bill Francis. by *Burks.

Senate Joint Resolution No. 120 -- Memorials, Retirement - Clayton Glenn. by *Burks.

RESOLUTIONS LYING OVER

On motion, the resolutions(s) listed was/were referred to the appropriate Committee:

***Senate Joint Resolution No. 99** -- Highway Signs - "Ralph Dyer and Roy Weatherspoon Bridge," spanning Duck River on S.R. 50 in Hickman County. by *Springer.

Transportation Committee

***Senate Joint Resolution No. 101** -- Highway Signs - "Hunt McClanahan and Will Wilkins Bridge," S.R. 50, Hickman County. by *Springer.

Transportation Committee

Senate Joint Resolution No. 112 -- Naming and Designating - "Upper Cumberland Drinking Water Month," May 1997. by *Burks.

Calendar & Rules Committee

Senate Joint Resolution No. 122 -- Naming and Designating - "National Crime Victim's Rights Week," April 13-19, 1997. by *Burks, *Jordan, *McNally, *Harper, *Kyle, *Gilbert, *Dixon, *Rochelle, *Burks, *Williams, *Herron, *Fowler.

Calendar & Rules Committee

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 1958 -- Cheatham County - Subject to local approval, enacts "Cheatham County Development Tax Act." by *Williams (Williamson).

House Bill No. 1959 -- Manchester - Subject to local approval, revises charter. Amends Chapter 273 of the Private Acts of 1959, as amended. by *Lewis.

DELAYED BILLS REFERRED

March 26, 1997

Pursuant to **Rule No. 77**, having been prefiled for introduction, House Bill(s) No(s). 1961, was/were referred to the Delayed Bills Committee.

***House Bill No. 1961** -- Utilities, Utility Districts - Requires certain members of the board of commissioners for the Bedford Utility District to be high school graduates; allows current board members to fill vacancy by acclamation, (rather than by vote of customers), if only one person nominated to fill vacancy. Amends TCA Section 7-82-307. by *Phillips.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 935** -- Uniform Commercial Code - Revises Article 8, Investment Securities; provides for necessary transition provisions and adopts conforming amendments. Amends TCA Title 47, Chapter 8; Section 47-1-105(2); Section 47-1-206(2); Section 47-4-104(6); Section 47-5-114; and Title 47, Chapter 9. by *Miller J. (HB 919)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 1957 -- Cocke County -- Local Bill Held on House Desk

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 25, 1997**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar for March 27, 1997**: House Bill(s) No(s). 4, 688, 276, 953, 201, 919, 661, 224, 30, 1689, 1578, 1118, 1142, 413, 1566, 1186, 1241, 1302 and House Joint Resolution(s) No(s). 22.

The Committee met and set the following bill(s) on the **Regular Calendar for March 31, 1997**: House Bill(s) No(s). 555 and 1437.

The Committee met and set the following bill(s) on the **Regular Calendar for April 2, 1997**: House Bill(s) No(s). 1316.

The Committee set the following bill(s) and/or resolution(s) on the **Consent Calendar for March 31, 1997**: House Bill(s) No(s). 1341 and 493.

AGRICULTURE

The Agriculture Committee recommended for passage: House Bill(s) No(s). 690 and 1237. Under the rules, each was transmitted to the Calendar and Rules Committee.

COMMERCE

The Commerce Committee recommends for passage: House Bill(s) No(s). 950 and 1655; also House Bill(s) No(s). 1421 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1212 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

CONSERVATION AND ENVIRONMENT

The Conservation and Environment Committee recommended for passage: House Joint Resolution(s) No(s). 54 and 73, also House Bill(s) No(s). 671 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1835. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

EDUCATION

The Education Committee recommended for passage: House Bill(s) No(s). 1730, 1848 and 1301, also House Bill(s) No(s). 204 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1550; also House Bill(s) No(s). 1082, 1909 and 586 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

FINANCE, WAYS AND MEANS

The Finance, Ways and Means Committee recommended for passage: House Bill(s) No(s). 528, 830, 280, 1176 and 1268, also House Bill(s) No(s). 1280 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

GOVERNMENT OPERATIONS

The Government Operations Committee recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 722 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

After review, it further recommended that House Bill(s) No(s). 1658 be referred to the Health & Human Resources Committee, and House Bill(s) No(s). 727 and House Bill(s) No(s). 1811 with amendment(s) be referred to the State & Local Government Committee.

STATE AND LOCAL GOVERNMENT

The State and Local Government Committee recommended for passage: House Bill(s) No(s). 1725, 1646, 1925, 1233, 1235 and 1904, also House Bill(s) No(s). 469, 632, 409 and 1436 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1075; also House Bill(s) No(s). 838 and 504 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 26, 1997**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **March 31, 1997**: House Bill(s) No(s). 1620, 1615, 849, 996, 1586, 1926, 720, 961, 968, 706 and House Joint Resolution(s) No(s). 72.

The Committee set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **March 31, 1997**: House Bill(s) No(s). 1434.

CHILDREN & FAMILY AFFAIRS

The Committee on Children and Family Affairs recommended for passage: House Bill(s) No(s). 1062, 1099, 731 and 1331 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

CONSUMER AND EMPLOYEE AFFAIRS

The Consumer and Employee Affairs Committee recommended for passage: House Bill(s) No(s). 1244, 1246 and 1257, also House Bill(s) No(s). 1801 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1247 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

JUDICIARY

The Judiciary Committee recommended for passage: House Bill(s) No(s). 733, 1336, 487 and 1425, also House Bill(s) No(s). 350 and 383 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 708 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

TRANSPORTATION

The Transportation Committee recommended for passage: House Bill(s) No(s). 1092, 362, 1739, 1442, 1165 and House Joint Resolution(s) No(s). 101. Under the rules, each was transmitted to the Calendar and Rules Committee.

WEDNESDAY, MARCH 26, 1997 -- TWENTY-FIRST LEGISLATIVE DAY

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1815. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

CAPTION BILLS REFERRED

March 25, 1997

Pursuant to **Rule No. 47**, the following Caption Bill(s), 1364, 1603, 1769 and 1790 held on the Clerk's desk were referred to the following Committee(s):

***House Bill No. 1364** -- Health -- House Government Operations Committee

House Bill No. 1603 -- Loan Companies -- House Commerce Committee

House Bill No. 1769 -- Corporations -- House Judiciary Committee

House Bill No. 1790 -- Criminal Offenses --- House Judiciary Committee

CAPTION BILLS REFERRED

March 26, 1997

Pursuant to **Rule No. 47**, the following Caption Bill(s), 168, 1208, 1209, 1348 and 1703 held on the Clerk's desk were referred to the following Committee(s):

***House Bill No. 168** -- Pensions and Retirement Benefits -- House State & Local Government Committee

House Bill No. 1208 -- Metropolitan Government -- House State & Local Government Committee

House Bill No. 1209 -- Metropolitan Government -- House State & Local Government Committee

House Bill No. 1348 -- Municipal Government -- House State & Local Government Committee

House Bill No. 1703 -- Hospitals and Health Care Facilities -- House Health & Human Resources Committee

CONSENT CALENDAR

House Joint Resolution No. 133 -- Memorials, Public Service - Mary Mills. by *Williams (Williamson), *Davidson.

House Joint Resolution No. 134 -- Memorials, Academic Achievement - Kimberly T. Lee, All State Academic Team. by *Ford S.

WEDNESDAY, MARCH 26, 1997 -- TWENTY-FIRST LEGISLATIVE DAY

***House Joint Resolution No. 135** -- Memorials, Public Service - Robert Hill, establishment of G.E.D. preparation program for inmates. by *Ford S.

House Joint Resolution No. 136 -- Memorials, Retirement - John Patrick Mulloy, Jr. by *West.

House Joint Resolution No. 137 -- Memorials, Public Service - Clara Lynn Williams. by *McDaniel.

House Joint Resolution No. 138 -- Memorials, Sports - 1996-1997 Oak Ridge High School girls' basketball team, TSSAA Class AAA state champions. by *Caldwell.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes98
Noes0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

REGULAR CALENDAR

***House Bill No. 622** -- Hazardous Materials - Requires community impact statements prior to issuance of permit for hazardous waste storage, treatment or disposal facility Amends TCA Title 68, Chapter 212, Part 1. by *DeBerry L, *Bowers, *Langster. (SB1497 by *Crutchfield)

Rep. L. DeBerry moved that **House Bill No. 622** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes98
Noes0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

House Bill No. 717 -- Business Organizations - Limits existence of limited partnerships to 50 years unless certificate of limited partnership states otherwise. Amends TCA Section 61-2-201. by *Fowlkes. (*SB753 by *Cohen)

Rep. Fowlkes moved that House Bill No. 717 be passed on third and final consideration.

Rep. Rhinehart moved that Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Fowlkes moved that **House Bill No. 717** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes97
Noes0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 1289 -- Trusts - Permits venue for trusts to be changed within state or out of state in court's discretion. by *Fowlkes. (*SB1634 by *Fowler)

Rep. Fowlkes moved that **House Bill No. 1289** be passed on third and final consideration, which motion prevailed by the following vote:

WEDNESDAY, MARCH 26, 1997 -- TWENTY-FIRST LEGISLATIVE DAY

Ayes98
Noes0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

***House Bill No. 1248** -- Milk, Dairy Products - Simplifies license requirements for distributors of dairy products and related items; ends ingredient labeling requirement for trade products. Amends TCA Title 53, Chapter 3, Part 1. by *Haley, *Davis R, *Pleasant, *Hargett, *McDaniel, *Stamps, *Walley, *Ford S, *Wood, *Patton, *Cooper B, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Newton, *Scroggs, *Godsey, *Goins, *Walker, *McAfee, *Mumpower, *Roach, *Boyer. (SB1652 by *Leatherwood, *Williams, *Elsa, *McNally, *Gilbert, *Jordan, *Koella, *Atchley, *Person, *Haun, *Carter, *Ramsey, *Miller J, *Fowler, *Crowe)

Rep. Haley moved that **House Bill No. 1248** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes95
Noes0
Present and not voting2

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McKee, McMillan, Miller, Mumpower, Newton, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

Representatives present and not voting were: Chumney, McDonald -- 2.

A motion to reconsider was tabled.

***House Bill No. 1260** -- Agriculture, Dept. of - Abolishes registration requirement for kerosene and motor fuel conveyors. Amends TCA Section 47-18-1304. by *Dunn, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Boyer, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Sargent, *Newton, *Scroggs, *Godsey, *Goins, *Walker, *McAfee, *Mumpower, *Roach. (SB1653 by *Jordan, *Williams, *Elsea, *McNally, *Atchley, *Gilbert, *Koella, *Person, *Haun, *Carter, *Ramsey, *Leatherwood, *Miller J, *Fowler)

Rep. Dunn moved that **House Bill No. 1260** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0
Present and not voting	2

Representatives voting aye were: Armstrong, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

Representatives present and not voting were: Arriola, Towns -- 2.

A motion to reconsider was tabled.

***House Bill No. 1253** -- Managed Care Organizations - Increases net worth requirements for HMOs; provides for mandatory custodial deposits. Amends TCA 56-32-212. by *Walley, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Newton, *Scroggs, *Godsey, *Goins, *Walker, *McAfee, *Mumpower, *Roach, *Boyer. (SB1659 by *Atchley, *Elsea, *McNally, *Person, *Gilbert, *Jordan, *Carter, *Ramsey, *Leatherwood, *Miller J, *Fowler)

Rep. Walley moved that House Bill No. 1253 be passed on third and final consideration.

CHAIR TO DEBERRY

Mr. Speaker Naifeh relinquished the Chair to Rep. DeBerry, Speaker pro tempore.

REGULAR CALENDAR, CONTINUED

Rep. Maddox moved the previous question, which motion prevailed.

Rep. Walley moved that **House Bill No. 1253** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	82
Noes	6
Present and not voting	7

Representatives voting aye were: Beavers, Bird, Bittle, Bone, Boner, Boyer, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hassell, Head, Hicks, Hood, Huskey, Jackson, Kent, Kisber, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Patton, Phelan, Phillips, Pinion, Pleasant, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tindell, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 82.

Representatives voting no were: Arriola, Brooks, Brown, Jones U., Tidwell, Towns -- 6.

Representatives present and not voting were: Armstrong, Bowers, Jones S., Kernell, Langster, Odom, Pruitt -- 7.

A motion to reconsider was tabled.

***House Bill No. 1254** -- Managed Care Organizations - Requires examinations of HMOs and providers by commissioners of health and commerce and insurance within three and four year periods respectively; eliminates biennial requirements by HMOs. Amends TCA 56-32-203(e), 215, 218(a). by *Walley, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Boyer, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Sargent, *Newton, *Scroggs, *Godsey, *Goins, *Walker, *McAfee, *Mumpower, *Roach. (SB1660 by *Atchley, *Elsea, *McNally, *Person, *Gilbert, *Jordan, *Carter, *Ramsey, *Leatherwood, *Miller J, *Fowler)

Rep. Walley moved that **House Bill No. 1254** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	0
Present and not voting	4

Representatives voting aye were: Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brown, Buck, Burchett, Caldwell, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs,

WEDNESDAY, MARCH 26, 1997 -- TWENTY-FIRST LEGISLATIVE DAY

Sharp, Stamps, Stulce, Tidwell, Tindell, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 91.

Representatives present and not voting were: Armstrong, Arriola, Brooks, Towns -- 4.

A motion to reconsider was tabled.

***House Bill No. 1256** -- TennCare - Allows MCO's to subrogate TennCare program's right of action for recovering medical expenses if TennCare program deems appropriate. Amends TCA 71-5-117. by *McDaniel, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Newton, *Scroggs, *Walker, *McAfee, *Mumpower, *Roach, *Boyer, *Gunnels, *Cole (Carter), *Frale, *Cole (Dyer), *Godsey. (SB1677 by *McNally, *Elsea, *Atchley, *Haun, *Carter, *Ramsey, *Person, *Leatherwood, *Gilbert, *Miller J)

Rep. McDaniel moved that **House Bill No. 1256** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0
Present and not voting	1

Representatives voting aye were: Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

Representatives present and not voting were: Armstrong -- 1.

A motion to reconsider was tabled.

***House Bill No. 1261** -- Securities - Exempts Tennessee Securities Act of 1980, from preemption by federal Philanthropy Protection Act of 1995. Amends TCA Section 48-2-124. by *Dunn, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Winningham, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Sargent, *Newton, *Scroggs, *Godsey, *Goins, *Walker, *McAfee, *Mumpower, *Roach, *Boyer. (SB1657 by *Person, *Koella, *Williams, *Elsea, *McNally, *Atchley, *Haun, *Carter, *Ramsey, *Gilbert, *Jordan, *Miller J, *Fowler)

Rep. Dunn moved that **House Bill No. 1261** be passed on third and final consideration, which motion prevailed by the following vote:

WEDNESDAY, MARCH 26, 1997 -- TWENTY-FIRST LEGISLATIVE DAY

Ayes	93
Noes	0
Present and not voting	2

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 93.

Representatives present and not voting were: Brooks, Williams -- 2.

A motion to reconsider was tabled.

CHAIR TO SPEAKER

Mr. Speaker Naifeh resumed the Chair.

REGULAR CALENDAR, CONTINUED

***House Bill No. 180** -- Sunset Laws - Domestic violence state coordinating council, June 30, 1999. Amends TCA Title 4, Chapter 29 and Title 38, Chapter 12. by *Kernell, *Garrett, *Brooks. (SB83 by *Springer, *Dixon)

Rep. Kernell moved that House Bill No(s). 180 be reset for the Regular Calendar on Monday, April 7, 1997, which motion prevailed.

***House Bill No. 284** -- Licenses - Authorizes board for professional counselors, and marital and family therapists to issue temporary licenses to certain applicants for marital and family therapy licensure; establishes certain requirements and restrictions for such temporary licensees. Amends TCA Title 63, Chapter 22. by *Walley. (SB466 by *Haynes)

Rep. Walley moved that House Bill No. 284 be passed on third and final consideration.

Rep. Armstrong moved adoption of Health and Human Resources Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 284 by deleting from the amendatory language of Section 1(a) the words, figure and symbols "must successfully pass the written examination required by the board within one (1) year of the date of issuance of such temporary license." and by substituting instead the following:

must take the written examination, required by the board, the first time it is scheduled following issuance of the temporary license. The applicant must successfully pass the exam within two (2) years following issuance of the temporary license.

AND FURTHER AMEND by deleting the amendatory language of Section 1(c)(2) and by renumbering subsequent subdivisions accordingly.

AND FURTHER AMEND by deleting the second, third and fourth sentences of the amendatory language of Section 1(d) and by substituting instead the following:

Within such three (3) year period, the applicant must submit to the board an application for the regular license and must present supporting documentation demonstrating the satisfactory completion of the required amount of post-master's degree supervised experience in a clinical setting under an approved supervisor. The board shall then grant or deny the application for the regular license, based on satisfactory completion of all requirements for licensure, including the oral examination. If the board approves or denies the application for the regular license or if the board revokes the temporary license for any reason, then the temporary license shall cease to be valid and must be returned to the board.

AND FURTHER AMEND by deleting the amendatory language of Section 1(e) and by substituting instead the following:

(e) The holder of a temporary license as a marital and family therapist shall not represent himself or herself to be a licensed marital and family therapist. The holder of such a license may only represent himself or herself to be a "marital therapy intern", a "family therapy trainee", or such other title designation that clearly reflects trainee status and temporary licensure.

On motion, Amendment No. 1 was adopted.

Rep. Walley moved that **House Bill No. 284**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes97
Noes0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood -- 97.

A motion to reconsider was tabled.

House Bill No. 1135 -- Health, Dept. of - Permits "other home care accrediting organizations" recognized by HCFA, in addition to joint commission on accreditation of health care organizations, as entities who may accredit home medical equipment providers to be eligible for presumptive licensing by board for licensing health care facilities. Amends TCA Section 68-11-226. by *Eckles. (*SB118 by *Cooper)

On motion, House Bill No. 1135 was made to conform with **Senate Bill No. 118**; the Senate Bill was substituted for the House Bill.

Rep. Eckles moved that **Senate Bill No. 118** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

REGULAR CALENDAR, CONTINUED

House Bill No. 1203 -- Driver Licenses - Permits individual to request driver license which does not reveal individual's social security number; prohibits display of such number on licenses issued after 1/1/98 . Amends TCA Title 55, Chapter 50. by *Jones, S., *Davidson. (*SB838 by *Henry)

Rep. S. Jones moved that **House Bill No. 1203** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson,

WEDNESDAY, MARCH 26, 1997 -- TWENTY-FIRST LEGISLATIVE DAY

Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

***House Bill No. 494 --** Tobacco, Tobacco Products - Increases from Class C to Class A misdemeanor penalty for retailer or wholesaler selling cigarettes at below cost. Amends TCA Title 47, Chapter 25, Part 3. by *Davis R, *Walker, *Huskey. (SB659 by *Haun)

Rep. Davis moved that House Bill No(s). 494 be reset for the Regular Calendar on Monday, March 31, 1997, which motion prevailed.

House Bill No. 518 -- Health - Requires, in addition to tests for syphilis infection and rubella immunity, hepatitis B surface antigen test for pregnant women. Amends TCA Section 68-5-602. by *Bowers, *Jones, S.. (*SB41 by *Ford J)

Rep. Bowers moved that House Bill No. 518 be passed on third and final consideration.

Rep. Armstrong moved adoption of Health and Human Resources Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 518 by adding to Section 1(a) between the third and fourth sentences the following language:

In the same manner, a sample of blood shall be taken during or after the twenty-eighth (28th) week of gestation for a woman who the attending physician determines to be at high risk of hepatitis B or syphilis according to the current standards of care. This second sample shall be sent to a laboratory approved by the department for testing for syphilis infection and hepatitis B surface antigen (HBsAG) only.

On motion, Amendment No. 1 was adopted.

Rep. Armstrong moved adoption of Health and Human Resources Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 518 by deleting Section 1 subsection(c) in its entirety and by substituting instead the following subsection:

(c) Infants born to HBsAg-positive mothers shall receive in a timely manner the appropriate treatment as recognized by the Centers for Disease Control.

On motion, Amendment No. 2 was adopted.

Rep. Bowers moved that **House Bill No. 518**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	0
Present and not voting	3

Representatives voting aye were: Armstrong, Beavers, Bird, Bittle, Bone, Boner, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 91.

Representatives present and not voting were: Chumney, Goins, Phillips -- 3.

A motion to reconsider was tabled.

House Bill No. 1372 -- Auctions and Auctioneers - Authorizes auctioneer commission to expend funds in account in excess of minimum balance and to employ investigator. Amends TCA Section 62-19-116. by *Pinion. (*SB1196 by *Ramsey)

Rep. Pinion moved that **House Bill No. 1372** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

House Bill No. 1373 -- Auctions and Auctioneers - Revises auctioneer licensing law Amends TCA Title 62, Chapter 19, Part 1. by *Pinion. (*SB1199 by *Ramsey)

Rep. Pinion moved that House Bill No. 1373 be passed on third and final consideration.

Rep. Pinion moved adoption of Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1373 by deleting from the directory language of Section 5 the language "Section 69-19-111" and substituting instead the language "Section 62- 19-111".

On motion, Amendment No. 1 was adopted.

Rep. Pinion moved adoption of Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 1373 by deleting the second sentence from the amendatory language in Section 3 of the printed bill and by substituting instead the following:

This shall apply only to those licensees that received their license after January 1, 1985, or any licensee that reaches the age of 60 and has been licensed for at least 10 years. No apprentice is exempt from continuing education.

On motion, Amendment No. 2 was adopted.

Rep. Boyer moved the previous question, which motion was immediately withdrawn.

Rep. Pinion moved that **House Bill No. 1373** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes93
Noes5

Representatives voting aye were: Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Gunnels, Haley, Halteman-Harwell, Hargett, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odum, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner

WEDNESDAY, MARCH 26, 1997 -- TWENTY-FIRST LEGISLATIVE DAY

(Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Wood, Mr. Speaker Naifeh -- 93.

Representatives voting no were: Armstrong, Goins, Hargrove, Turner (Hamilton), Winningham -- 5.

A motion to reconsider was tabled.

House Bill No. 547 -- Highway Signs - "Washington Ferry Bridge," S.R. 30, Meigs and Rhea counties. by *Walker. (*SB494 by *Elsea)

On motion, House Bill No. 547 was made to conform with **Senate Bill No. 494**; the Senate Bill was substituted for the House Bill.

Rep. Walker moved that **Senate Bill No. 494** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes97
Noes0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

***House Bill No. 923** -- Game and Fish Laws - Authorizes use of cable snare traps in Marion County. Amends TCA Section 70-4-120. by *Fraley. (SB1827 by *Elsea)

Rep. Fraley moved that House Bill No. 923 be passed on third and final consideration.

Rep. Clabough moved adoption of Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 923 by deleting subdivision (ii) of the amendatory language of Section 1 and by substituting instead the following:

(ii) The provisions of this subdivision shall not apply to Blount County or to Marion County.

Rep. Fraley moved that House Bill No(s). 923 be reset for the Regular Calendar on Monday, March 31, 1997, which motion prevailed.

House Bill No. 979 -- Criminal Offenses - Prohibits person granted pretrial diversion for offense committed against person or family where victim is under 18 from having records of such offense expunged. Amends TCA Title 40, Chapter 35, Part 3 and Title 40, Chapter 15, Part 1. by *Haley, *Hargett, *Bittle, *Boyer, *Kent, *Cole (Carter), *McDaniel. (*SB957 by *Leatherwood)

Further consideration of House Bill No. 979, previously considered on March 20, 1997 and March 24, 1997, at which time the House was on the motion to adopt Amendment No. 1, and reset to today's Calendar.

Rep. Haley moved that House Bill No. 979 be passed on third and final consideration.

On motion, Rep. Buck withdrew Judiciary Committee Amendment No. 1.

Rep. Ritchie moved adoption of Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 979 by deleting the amendatory language of SECTION 1 and substituting instead the following:

Any person entering into a memorandum of understanding pursuant to this section who is charged with an offense under Title 39, Chapter 13, Part 5, or Title 39, Chapter 15, Part 4, where any victim of such offense is a person under the age of eighteen (18) is not eligible for destruction of the person's records of the offense under Section 40-32-101.

FURTHER AMEND by deleting the amendatory language of SECTION 2 and substituting instead the following:

Any person who is placed on probation under the terms of subsection (a) for an offense under the provisions of Title 39, Chapter 13, Part 5 or Title 39, Chapter 15, Part 4, where any victim of such offense is a person under the age of eighteen (18), is not eligible for expungement of the person's records as provided in subsection (b).

On motion, Amendment No. 2 was adopted.

Rep. Haley moved that **House Bill No. 979**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes96
Noes0

WEDNESDAY, MARCH 26, 1997 -- TWENTY-FIRST LEGISLATIVE DAY

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Wunningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

***House Bill No. 214** -- Civil Procedure - Authorizes owner of surrounding property to receive damages which include litigation costs and proportionate share of increase in value of surrounded land in actions to grant surrounded land owner right-of-way for private road and utility easement Amends TCA Section 54-14-109. by *Stulce. (SB117 by *Crutchfield)

Further consideration of House Bill No. 214, previously considered on March 24, 1997, and reset to today's Calendar.

Rep. Stulce moved that House Bill No(s). 214 be reset for the Regular Calendar on Wednesday, April 9, 1997, which motion prevailed.

House Bill No. 401 -- School Transportation - Permits LEA to transport students to and from school activities in van, provided van operated under rental agreement; exempts such vans from certain federal standards and guidelines Amends TCA Title 49, Chapter 6, Part 21. by *Westmoreland, *Godsey, *Mumpower, *Givens, *Maddox, *Fitzhugh, *Turner (Hamilton), *Buck, *Roach. (*SB297 by *Ramsey)

Further consideration of House Bill No. 401, previously considered on March 24, 1997, and reset to today's Calendar.

Rep. Westmoreland moved that House Bill No. 401 be passed on third and final consideration.

Rep. Westmoreland moved adoption of Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 401 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section____. Nothing in this act shall be construed as affecting or altering the provisions of Tennessee Code Annotated, Title 55, Chapter 50, Part 4, relative to commercial driver licenses or the circumstances under which a commercial driver license is required.

On motion, Amendment No. 1 was adopted.

Rep. Phelan moved the previous question, which motion prevailed.

Rep. Westmoreland moved that **House Bill No. 401**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	2
Present and not voting	3

Representatives voting aye were: Armstrong, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Buck, Burchett, Caldwell, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Turner (Hamilton), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 91.

Representatives voting no were: Chumney, Turner (Shelby) -- 2.

Representatives present and not voting were: Arriola, Brooks, Brown -- 3.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

Rep. Hargrove moved that House Bill No. 333 be heard on the Message Calendar on Monday, March 31, 1997, which motion prevailed.

NOTICE TO ACT ON SENATE MESSAGES

Pursuant to Rule No. 59, notice was given that the following measure(s) from the Senate would be considered on March 27, 1997:

House Bill No. 316: by Rep. Rhinehart.

BILLS WITHDRAWN

On motion of Rep Phillips, **House Bill No. 1666** was recalled from the Commerce Committee and withdrawn from the House.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 54: Rep(s). Sharp, Wood, Turner (Hamilton), Bird, McAfee, Stulce and Brown as prime sponsor(s).

House Joint Resolution No. 72: Rep(s). Givens as prime sponsor(s).

House Bill No. 788: Rep(s). S. Jones as prime sponsor(s).

House Bill No. 1221: Rep(s). Curtiss as prime sponsor(s).

House Bill No. 1362: Rep(s). Givens as prime sponsor(s).

House Bill No. 1401: Rep(s). Winningham as prime sponsor(s).

House Bill No. 1593: Rep(s). Givens, Fowlkes, Ridgeway, Kent, Cross, Davidson as prime sponsor(s).

House Bill No. 1636: Rep(s). Brooks, Stamps, Newton and Scroggs as prime sponsor(s).

ENGROSSED BILLS

March 26, 1997

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 622, 717, 1248, 1260 and 1289.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

March 26, 1997

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 796; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

March 26, 1997

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 825; substituted for Senate Bill(s) on the same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

March 26, 1997

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 419; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

March 26, 1997

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 680; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

ENGROSSED BILLS

March 26, 1997

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 1372 and 1373, also, House Joint Resolution(s) No(s). 133, 134, 135, 136, 137 and 138.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

March 26, 1997

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 114, 116, 117, 118, 119, 120 and 121; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

March 26, 1997

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 43, 301, 414, 717, 728, 1248, 1260 and 1330; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

March 26, 1997

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1366; substituted for Senate Bill(s) on the same subject(s), amended, passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

March 26, 1997

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 105, 107, 108, 109, 110, 111 and 112; signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

March 26, 1997

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 42, 192, 604 and 1755; also, Senate Joint Resolution(s) No(s). 106 and 108 for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

ENGROSSED BILLS

March 26, 1997

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 284, 401, 518, 979, 1203, 1253, 1254, 1256 and 1261.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

March 26, 1997

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 123, 125, 127 and 128; all adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 123 -- Memorials, Death - Walter Warren Shanks. by *Burks.

Senate Joint Resolution No. 125 -- Memorials, Death - Jewell Futrell. by *Rochelle.

Senate Joint Resolution No. 127 -- Memorials, Sports - 1996-1997 Hickman County High School girls' basketball team, TSSAA Class AA state champions. by *Springer.

WEDNESDAY, MARCH 26, 1997 -- TWENTY-FIRST LEGISLATIVE DAY

Senate Joint Resolution No. 128 -- Memorials, Sports - Becky Myatt, Hickman County High School, TSSAA Class AA "Miss Basketball." by *Springer.

MESSAGE FROM THE SENATE

March 26, 1997

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 407, 534 and 1654; all passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

***Senate Bill No. 407** -- Economic and Community Development - Prohibits fraudulent conduct and actions knowingly undertaken for purpose of qualifying for certain programs intended to promote and encourage minority-owned, disadvantaged and small businesses. Amends TCA Section 39-14-137. by *Dixon, *Harper.

Senate Bill No. 534 -- Municipal Government - Permits cities of less than 5,000 population to increase number of aldermen to maximum of four without increasing number of wards. Amends TCA Section 6-3-101. by *Haun.

Senate Bill No. 1654 -- Agriculture - Requires all tobacco seed sold in state be certified solely by official seed certifying agency; abolishes licensing requirement for retail sellers of agricultural seed selling in packages of one pound or less. Amends TCA Title 43, Chapter 10, Part 1. by *Williams, *Koella, *Elsea, *McNally, *Atchley, *Gilbert, *Haun, *Carter, *Ramsey, *Leatherwood, *Jordan, *Miller J, *Fowler.

ROLL CALL

The roll call was taken with the following results:

Present97

Representatives present were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

RECESS MOTION

On motion of Rep. Hargrove, the House recessed until 9:00 a.m., Thursday, March 27, 1997.